Public Utilities Commission of the State of California

William Ahern, Executive Director

<u>Headquarters</u> 505 Van Ness Avenue San Francisco, CA 94102 (415) 703-2782 Southern California Office 320 West 4th Street, Suite 500 Los Angeles, CA 90013 (213) 576-7000

Website: http://www.cpuc.ca.gov

Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar Friday, January 2, 2004

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- Notices
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- Commissioner Office Hours
- Public Meetings and Workshops
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- Notice of Denial of Request for Ex Parte Meeting
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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: public.advisor@cpuc.ca.gov FAX: 415-355-5404 (Attn.: Public Advisor)

toll-free: 1-866-849-8390 TTY: 1-866-836-7825 (toll-free)

Voice: 415-703-2074 1-415-703-5282

REGULAR COMMISSION BUSINESS MEETINGS

January 8, 2004	10 am	San Francisco
January 22, 2004	10 am	San Francisco
February 11, 2004	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

January 5, 2004	1:30 pm	San Francisco
January 16, 2004	1:30 pm	San Francisco
February 6, 2004	1:30 pm	San Francisco

OTHER COMMISSION MEETINGS

NONE

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items

For information contact: California Public Utilities Commission

Attention: Poly Arca

505 Van Ness Avenue, Room 1003

San Francisco, CA 94102 Phone: (415) 703-1798 E-mail: pol@cpuc.ca.gov

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Public Meeting Notice - Deaf and Disabled Telecommunications Program

Telecommunications Access for the Deaf and Disabled	DDTP Office
Administrative Committee	505 14 th Street, Suite 400
January 6, 2004	Oakland
10 am - 4 pm	

The Telecommunications Access for the Deaf and Disabled Administrative Committee will hold a meeting to address the following:

Public Meeting Agenda: I. Welcome and Introduction of Members, II. Minutes of the December 10, 2003 TADDAC Meeting and Review and follow-up on Action List from previous meeting, III. Approval of Agenda, IV. Administrative Business, A. Public Input, B. Report from the Chair, C. Report from CPUC Staff, D. Report from CCAF Staff, V. Unfinished Business, A. Working Group for CRS Implementation Issues, B. Review of Issues Related to Subcommittees, C. Review of 711 Call Procedures, D. Role of an Advisory Committee, E. Review of Previous Recommendations, VI. New Business, A. Recommendations from CRSAC, B. Recommendations from EPAC, C. Review of Draft 2004-2005 Budget Resolution, and D. Review of Draft 2003-2004 Budget Augmentation Resolution.

For additional information, please call Jane Elin, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1118 TTY, or e-mail her at jelin@ddtp.org. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

<u>Public Meeting Notice - Deaf and Disabled Telecommunications Program</u>

Deaf & Disabled Telecommunications Program Offices
505 14 th Street, Suite 400
Conference Room
Oakland

The EPAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

Public Meeting Agenda: I. Administrative Business, A. Agenda Modification and Approval, B. Review of Action List Items, C. Review of Minutes from the November 13 and October 8 meetings, D. Report from the Chair, II. CCAF Staff Reports, A. Consumer Affairs Report, B. Consumer Contact Report, C. Field Operations Report, D. Marketing Report, E. Outreach Report, F. CRS Report, III. CPUC Liaison Report, IV. Public Input, V. Equipment Program Manager's Report, VI. Equipment Update, VII. Election of Vice Chair, VIII. Languages other than English in Customer Services and Outreach, IX. Free 411 Service, X. Pay Phone Accessibility, XI. Discussion of The Web Camera Trial, XII. Representative to CRSAC, XIII. Representative to TADDAC, XIV. Other Business, A. Member Reports, B. Requests for invention, C. Suggested items for next month's agenda, and D. Future meetings.

<u>Meeting Information</u>: For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

<u>Workshop Notice - Rulemaking (R03-10-003) to Implement Portions of AB 117 Concerning Community Choice</u> <u>Aggregation (ALJ Malcolm and Commissioner Peevey)</u>

January 14, 2004	California Public Utilities Commission
10 am	Hearing Room: TBA
	505 Van Ness Avenue
	San Francisco

This Workshop on Costing Issues will address Phase 1 of this proceeding as described in the ALJ Ruling issued 11/26/03 in this proceeding. The goals of the workshop will be to define issues, explore areas of controversy, and work toward common understandings or agreement where possible. The workshop will focus on cost issues.

Energy Division Workshop – Applications for LIEE PY 2004 Program Plans of the Small and Multi-Jurisdictional Utilities (SMJUs)

January 26, 2004	California Public Utilities Commission	
9 am – 3 pm	Training Room (Golden Gate Street side)	
	505 Van Ness Avenue	
	San Francisco	

Per Assigned Commissioner's Ruling (ACR) in Rulemaking 01-08-027, the Energy Division has scheduled the following workshop with Avista Utilities, Alpine Natural Gas Company, Bear Valley Electric Service Company, PacifiCorp, Sierra Pacific Power Company, Southwest Gas Corporation and West Coast Gas Company to examine issues related to the SMJUs' accounting and reporting methods of the California Alternate Rate for Energy (CARE) and Low-Income Energy Efficiency (LIEE) programs. The workshop will discuss reporting requirements for both programs.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call: 1-866-675-0748 and then dial pass code 554377. We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting attendees. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time. This location is wheelchair accessible. This meeting is open to the public.

NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

Draft Resolution Increasing Household Goods Carrier Maximum Rates Available

A draft resolution (TL-19036) of the Consumer Protection and Safety Division that increases the household goods carrier maximum rates contained in Maximum Rate Tariff 4 will be on the January 8, 2004 Commission meeting agenda. It is now available for public review and comment. For details on how to obtain a copy of the draft and file comments on it, refer to the notice that was published on this matter in the December 4, 2003 Daily Calendar. It is available through the Daily Calendar Archives on the Commission's web site:

http://www.cpuc.ca.gov/cyberdocs/Libraries/WEBPUB/Common/agSearchDsp.asp

The draft Resolution T16818 approves a one-year provisional tariff authorizing SBC to waive the installation service charge for eligible residence and business customers returning from facilities-based carrier service who are served on an Unbundled Network Element-Platform (UNE-P) basis is available at the Commission's web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/32767.htm.

Contact person: Karen Miller @ (415) 703-3073 or knr@cpuc.ca.gov

The draft Resolution T16819 authorizes an increase in rates for six elements of Network Reconfiguration in conjunction with changes to NRS necessitated by new software requirements is available at the Commission's web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT RESOLUTION/32794.htm.

Contact person: Larry Hirsch @ (415) 703-1575 or lah@cpuc.ca.gov

The draft Resolution T16815, detailing a budget augmentation amount of \$11,951,655 for the Deaf and Disabled Telecommunications Equipment and Services program (DDTP) for January 22, 2004 through June 30, 2004 is available at the Commission's web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/32860.htm.

Contact person: Lisa Paulo @ (415) 355-4595 or LP1@CPUC.CA.GOV

The draft Resolution T16816, detailing a revised FY 03 – 04 budget in the amount of \$69,116,480 for the Deaf and Disabled Telecommunications Equipment and Services program (DDTP) for January 22, 2004 through June 30, 2004 is available at the Commission's web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/32862.htm.

Contact person: Lisa Paulo @ (415) 355-4595 or LP1@CPUC.CA.GOV

The draft Resolution T16817, detailing a FY 04 – 05 budget in the amount of \$49,193,290 for the Deaf and Disabled Telecommunications Equipment and Services program (DDTP) for July 1, 2004 through June 30, 2005 is available at the Commission's web site:

http://www.cpuc.ca.gov/PUBLISHED/COMMENT_RESOLUTION/32857.htm.

Contact person: Lisa Paulo @ (415) 355-4595 or LP1@CPUC.CA.GOV

NEW FILINGS

12/19/03	A03-12-040 - Galway Telecommunications, LLC, for registration as an interexchange carrier telephone
	corporation pursuant to the provisions of Public Utilities Code Section 1013.

12/30/03 **A03-12-039** - Pacific Gas and Electric Company (U 39-M), for a Permit to Construct the Potrero to Hunters Point 115kV Cable Project pursuant to General Order 131-D.

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

NONE

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS Filings with Consumer Protection and Safety Division Miscellaneous Transportation Items

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

NONE

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

NONE

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

NONE

LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

1/5/04 NONE SCHEDULED

10:00 a.m.

1/12/04 NONE SCHEDULED

10:00 a.m.

1/19/04 NONE SCHEDULED

10:00 a.m.

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference(ECP) = Expedited Complaint Procedure(CA) = Closing Argument(EH) = Evidentiary Hearing(OSC) = Order to Show Cause(LM) = Law & Motion(PPH) = Public Participation Hearing(WS) = Workshop(OA) = Oral Argument(IAM) = Initial Arbitration Meeting(FPH) = Full Panel Hearing(M) = Mediation(AH) = Arbitration Hearing

1/5/04I.00-11-001 (PHC) - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding2:00 p.m.the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve ThoseALJ TerKeurstConstraints, and Related Matters Affecting the Reliability of Electric Supply,

Comr Lynch Commission Courtroom, San Francisco

1/6/04 R.03-03-017 (PHC) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and I.03-03-018 - Order Instituting Investigation on the Commission's own Motion to re-examine the

I.03-03-018 - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and

C.00-01-017 - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants.

Commission Courtroom, San Francisco

1/7/04
A.03-10-022 (Forecast Phase) (EH) - Application of Southern California Edison Company (U 338-E)
9:00 a.m.
ALJ Fukutome
Comr Peevey
Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other
Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003,
Commission Courtroom, San Francisco

1/8/04 A.03-10-044 (PHC) - Application of Pacific Gas and Electric Company (U 39 M) for Authorization to 1:00 p.m.

ALI Allen

Commission Courtroom San Francisco

ALJ Allen Commission Courtroom, San Francisco
Comr Peevey

1/8/04 R.03-09-029 (PHC) - Order Instituting Rulemaking Regarding Cost Responsibility Surcharges for County and Municipal Water Districts Which Generate Their Own Electricity Pursuant To SB 1755,

ALJ Grau

Commission Courtroom, San Francisco

1/9/04 C.03-09-027 (EH) - Angelica Garcia a.k.a. Angelica Medrano, Complainant, vs. Southern California 9:00 a.m. Edison Company, Defendant,

ALJ Vieth Commission Courtroom, San Francisco
Comr Wood

Comr Brown

1/9/04
A.03-08-004 (PHC) - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy
10:00 a.m.
ALJ Wong
Comr Peevey
Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1,
2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges
(CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),

Commission Courtroom, San Francisco

1/12/04 A.02-09-043 (EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a 10:00 a.m. Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 **ALJ** Terkeurst kV Transmission Project,

Comr Lynch Commission Courtroom, San Francisco

(also January 13 - 16 and January 20 - 23) (Note: January 20 at 10:00 a.m. and the remaining days

at 9:00 a.m.)

1/12/04 A.03-05-035 (EH) - In the Matter of the Application of SAN JOSE WATER COMPANY (U 168 W) for 10:00 a.m. an Order authorizing it to increase rates charged for water service by \$25,793,000 or 18.20% in 2004; by ALJ Fukutome \$5,434,000 or 3.24% in 2005; and by \$5,210,000 or 3.01% in 2006,

Comr Lynch Commission Courtroom, San Francisco

(Also January 13 - 16)

1/12/04 **A.01-10-047** (**PPH**) - In the Matter of the Application of the City of Oxnard for Authorization to 4:00 p.m. & construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad

7:00 p.m. Company in the City of Oxnard, County of Ventura,

ALJ Walker Oxnard City Hall Council Chamber, 305 West 3rd Street, Oxnard, CA

Comr Brown

1/13/04 R.93-04-003 (Verizon UNE Phase) (WS) - Rulemaking on the Commission's Own Motion to Govern 9:00 a.m. Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development

ALJ Duda of Dominant Carrier Networks, and

Comr Peevey **I.93-04-002** - Investigation on the Commission's Own Motion into Open Access and Network

Architecture Development of Dominant Carrier Networks,

Commission Courtroom, San Francisco

(also January 14 - 15)

1/15/04 C.03-07-031 (PHC) - Pacific Gas and Electric Company (U 39 G), Complainant, v. Calpine Corporation;

2:00 p.m. CPN Pipeline Company; Calpine Energy Services, L.P., Calpine Natural Gas Company; Lodi Gas

ALJ Thomas Storage, LLC; and Does 1-10, Defendants, Comr Brown Commission Courtroom, San Francisco

1/20/04 A.00-11-038 (EH) - Application of Southern California Edison Company (U 338-E) for Authority to

10:00 a.m. Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and ALJ Allen A.00-11-056 - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate

Comr Brown Stabilization Plan, and

Comr Lynch A.00-10-028 - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,

> Commission Courtroom, San Francisco (Also January 21 – 23 at 9:00 a.m.)

1/20/04 C.03-08-030 (TELEPHONIC -PHC) - County of Los Angeles, Complainant, vs. Union Pacific Railroad

Company, Defendant. 10:00 a.m.

ALJ Koss Commission Room 5041A, San Francisco

Comr Peevey

1/20/04 R.95-04-043 (PHC) - Order Instituting Rulemaking on the Commission's Own Motion into Competition

10:00 a.m. for Local Exchange Service, and

ALJ Pulsifer 1.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for

Comr Kennedy Local Exchange Service,

Commission Courtroom, San Francisco

1/20/04 C.03-07-040 (PHC) - City of Anaheim, Complainant, vs. Union Pacific Railroad Company, Defendant,

1:00 p.m. Commission Courtroom, San Francisco

ALJ Koss Comr Brown 1/21/04 10:00 a.m. ALJ McKenzie A.01-06-043 (PHC) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 M) for Approval of Leases to Allow CalPeak Power, LLC to Site Generator Plants on Utility Owned Land

Adjacent to Substations, and

Comr Lynch A.01-07-031 - Application of Pacific Gas and Electric Company on an Expedited Basis for Exemption

under Section 853 for Easements on PG&E Land Allowing Delta Energy Center, LLC to Maintain an Electric Transition Structure for the Delta Project and CPN Pipeline to Maintain Gas Facilities for the Delta Project and the Los Medanos Energy Center Project, or in the Alternative for Approval of

Easements under Section 851. (U 39 M), Commission Courtroom, San Francisco

1/21/04

C.03-11-019 (TELEPHONIC PHC) - Francis J. Belanger, dba J&S Machine, Complainant, vs. Southern

10:00 a.m. California Edison Company, Defendant, Commission Room 5113, San Francisco ALJ Econome

Comr Brown

1/21/04 C.03-11-024 (ECP) - XO California, Inc., Complainant, vs. Verizon California, Inc., Defendant,

10:00 a.m. ALJ Reed

Commission Courtroom, San Francisco

1/22/04 10:00 a.m.

C.03-12-020 (ECP) - Alex Rouell, Complainant, vs. Pacific Bell Telephone Company dba SBC

California, SBC Advanced Solutions, Inc., Defendants,

ALJ Patrick Commission Courtroom, San Francisco

1/22/04 10:00 a.m. I.03-08-017 (PHC) - Investigation on the Commission's own motion into the fatal accident at the North Street Crossing (MP 220.50) in the City of Selma, Fresno County, on June 6, 2003, and order to show

ALJ Bushey cause why this crossing should not be closed, Comr Brown Commission Courtroom, San Francisco

1/23/04 10:00 a.m.

1/26/04

R.01-08-028 (PHC) - Order Instituting Rulemaking to Examine the Commission's Future Energy

Efficiency Policies, Administration and Programs,

ALJ Gottstein Commission Courtroom, San Francisco

Comr Kennedy

A.02-07-050 (EH) - In the Matter of the Application of SBC Pacific Bell Telephone Company (U 1001

10:00 a.m. C), a corporation, for Authority to Categorize Local DA Service as a Category III Service,

ALJ Malcolm Commission Courtroom, San Francisco Comr Lynch (January 27 - 30 and February 2 - 3)

1/26/04

R.95-04-043 (EH) - Order Instituting Rulemaking on the Commission's Own Motion into Competition for

10:00 a.m. Local Exchange Service, and

ALJ Pulsifer

1.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for

Comr Kennedy Local Exchange Service,

Commission Courtroom, San Francisco

(also January 27 – 30 and February 2 – 6 at 9:00 a.m.)

1/27/04 1:30 p.m. A.03-04-025 (PHC) - In the Matter of the Application of San Gabriel Valley Water Company (U 377 W) for Authority to Implement a Low-Income Rate in Its Los Angeles Division in Compliance with Decision

ALJ Bushey 02-10-058 in Application 01-10-028,

Comr Wood

Commission Courtroom, San Francisco

1/28/04

A.03-043 (PHC) - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON

5:30 p.m. COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and

ALJ Malcolm 200 kV: Viejo System Project,

Comr Kennedy Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA 1/29/04 C.03-12-022 (ECP) - Alvin O. Rogers, Complainant, vs. Verizon Wireless, Defendant,

1:00 p.m. Department of General Services, Building & Property Management – Staff Room, 100 Paseo de San

ALJ Patrick Antonio, Room 106, San Jose, CA

2/3/04 A.02-12-027 (PHC) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to

10:00 a.m. update its gas revenue requirement and base rates. (U 904 G), and

ALJ Long A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its

Comr Wood gas and electric revenue requirement and base rates. (U 902-M), and

I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates,

Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas &

Electric Company,

Commission Courtroom, San Francisco

2/4/04 A.03-10-039 (AH) – Application of Pacific Bell Telephone Company (U 1001 C) d/b/a SBC California

10:00 a.m. for Expedited Dispute Resolution of a Right-of-Way Agreement with Roseville Telephone Company

ALJ Thomas Pursuant to 47 U.S.C. § 224© and Decision 98-10-058,

Comr Wood Commission Courtroom, San Francisco

(also February 5)

2/5/04 R.01-10-024 (SDG & E RFP) (PHC) - Order Instituting Rulemaking to Establish Policies and Cost

10:00 a.m. Recovery Mechanisms for Generation Procurement and Renewable Resource Development,

ALJ Walwyn Commission Courtroom, San Francisco

2/9/04 A.02-01-031 (EH) - Application of the Santa Clara Valley Transportation Authority for an order

9:30 a.m. approving safety appliances to be used at the at-grade crossings of Sunol Street (82D-4.1) and Auzerais ALJ Simon Avenue (82D-4.2) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose,

Comr Wood County of San Clara,

Comr Peevey

Commission Courtroom, San Francisco

(Also February 10 –11)

2/9/04 A.03-07-036 (EH) - In the Matter of the Application of California American Water Company (U 210 W)

10:00 a.m. for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase ALJ Malcolm revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000

Comr Lynch or 5.22% in 2006,

Commission Courtroom, San Francisco (Also February 10 – 11 and February 23 – 24)

2/9/04 R.95-04-043 (EH) - Order Instituting Rulemaking on the Commission's Own Motion into Competition for

10:00 a.m. Local Exchange Service, and

ALJ Pulsifer I.95-04-044 - Order Instituting Investigation on the Commission's Own Motion into Competition for

Comr Kennedy Local Exchange Service,

Commission Courtroom, San Francisco

(also February 10 - 11, 13 and February 17 - 18))

2/9/04 R.01-10-024 (SDG & E RFP) (EH) - Order Instituting Rulemaking to Establish Policies and Cost

10:00 a.m. Recovery Mechanisms for Generation Procurement and Renewable Resource Development,

ALJ Walwyn Commission Courtroom, San Francisco

Comr Peevey (also February 10 - 11, 13 and February 17 - 20)

2/10/04 A.03-10-017 (EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and 9:00 a.m. -3:00 p.m. A.03-10-018 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to **ALJ Thorson** Increase Rates for Water Service in its Stockton District, and Comr Kennedy A.03-10-019 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and **A.03-10-020** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System), Commission Courtroom, San Francisco 2/17/04 C.03-07-031 (EH) - Pacific Gas and Electric Company (U 39 G), Complainant, v. Calpine Corporation; 10:00 a.m. CPN Pipeline Company; Calpine Energy Services, L.P., Calpine Natural Gas Company; Lodi Gas **ALJ Thomas** Storage, LLC; and Does 1-10, Defendants, Comr Brown Commission Courtroom, San Francisco (also February 18 - 20 and February 23 - 25) 2/18/04 C.01-01-032 (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. 2:00 p.m. Pacific Gas and Electric Company, Defendant, and **ALJ Barnett** C.01-01-051 - Aps Energy Services Company, Inc., Complainant, vs. Pacific Gas And Electric Company, Comr Wood Defendant, and C.01-09-011 - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco 2/19/04 C.03-11-024 (EH) - XO California, Inc., Complainant, vs. Verizon California, Inc., Defendant, 10:00 a.m. Commission Courtroom, San Francisco ALJ Reed Comr Peevey C.03-12-012 (ECP) - Dean B. Lumibao, Complainant, vs. Verizon Wireless, Defendant, 2/20/04 12:00 noon City Utilities Yard – Administration Conference Room, 949 West 16th St., Newport Beach, CA **ALJ Barnett** 2/20/04 C.03-12-026 (ECP) - Jewel L. Dohan, Complainant, vs. SBC Pacific Bell, and IDT America, Corp., 1:00 p.m. City Utilities Yard - Administration Conference Room, 949 West 16th Street, Newport Beach, CA **ALJ Barnett** 2/23/04 C.03-11-028 (ECP) - Stephen L. Winke and Andrea J. Schlang, Complainant, vs. Myoma Dunes Mutual 12:00 noon Water Company, Defendant, **ALJ Barnett** Palm Springs City Hall – West Conference Room, 3200 E. Tahquitz Canyon Way, Palm Springs, CA

A.02-05-004 (PHASE 2) (PHC) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and

ALJ Barnett

2/24/04

2:00 p.m.

Comr Wood **I.02-06-002** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices,

Service and Facilities of Southern California Edison Company,

Commission Courtroom, San Francisco

3/1/04 A.02-05-004 (PHASE 2) (EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to 10:00 a.m. **ALJ Barnett** Reflect That Increase in Rates, and Comr Wood

I.02-06-002 - Investigation on the Commission's Own Motion into the Rates, Operations, Practices,

Service and Facilities of Southern California Edison Company,

Commission Courtroom, San Francisco

(also March 2 - 4; March 8 - 11; and March 15 – 18)

3/1/04 A.03-10-006 (EH) - In the matter of the Application of the SOUTHERN CALIFORNIA WATER 9:00 a.m. COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in 2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its ALJ Vieth Comr Wood Metropolitan Service Area,

Commission Courtroom, San Francisco

(also March 2 - 5)

3/3/04 A.03-09-008 (PHC) - In the Matter of the Application of Southern California Gas Company (U904 G) 10:00 a.m. For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, **ALJ Mattson**

Comr Kennedy A.03-09-031 (PHC) - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,

Commission Courtroom, San Francisco

3/18/04 R.03-10-003 (EH) - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation, 10:00 a.m.

ALJ Malcolm Commission Courtroom, San Francisco

Comr Peevey (also March 19)

Comr Kennedy

5:00 p.m.

ALJ Thorson

Comr Kennedy

3/19/04 A.03-10-017 (PHC) - Application of California Water Service Company (U 60 W) for an Order 10:00 a.m. -Authorizing it to Increase Rates for Water Service in its South San Francisco District, and

12:00 p.m. A.03-10-018 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to **ALJ Thorson** Increase Rates for Water Service in its Stockton District, and

> A.03-10-019 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and

> A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and

> A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and

> A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),

Commission Courtroom, San Francisco

3/22/04 A.03-10-017 (WS) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and 3:00 p.m. -

> A.03-10-018 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and

> A.03-10-019 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and

> A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and

> A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and

> A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),

Commission Room 5012, San Francisco

3/23/04 9:00 a.m. -3:00 p.m. ALJ Thorson Comr Kennedy **A.03-10-017 (EH)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and

A.03-10-018 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and

A.03-10-019 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and

A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and

A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and

A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System).

Commission Courtroom, San Francisco (also March 24 – 26 and March 29 - 30)

3/26/04

C.03-12-025 (ECP) - Sergio A. Rojo, Complainant, vs. AT & T Wireless, Defendant,

12:00 noon ALJ Barnett Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

3/26/04 1:00 p.m. ALJ Barnett C.03-12-027 (ECP) - April Raynell, Complainant, vs. Pacific Bell Telephone Company dba SBC

California, Defendant,

Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

3/29/04 10:00 a.m. ALJ TerKeurst Comr Lynch **I.02-11-040** (EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and

I.03-02-033 - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,

Commission Courtroom, San Francisco

(also March 30, April 1 - 2; April 5 – 9; April 19 – 23; and April 26 - 30)

4/7/04 11:00 a.m. ALJ Malcolm

Comr Peevey

R.03-08-018 (PHC) - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,

Commission Courtroom, San Francisco

4/12/04 9:30 a.m. ALJ Simon Comr Kennedy **A.03-01-013** (EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and

A.03-07-049 - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and

A.03-07-050 - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code.

Commission Courtroom, San Francisco (also April 13 - 16)

4/12/04 10:00 a.m. ALJ Fukutome Comr Peevey

A.03-10-022 (Reasonableness Phase) (EH) - Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003,

Commission Courtroom, San Francisco

(also April 13 – 16)

4/13/04 9:00 a.m. ALJ Vieth Comr Peevey A.03-10-057 (EH) - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the

Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,

Commission Courtroom, San Francisco

(also April 14 - 15)

4/20/04 9:30 a.m. C.03-10-030 (EH) - U.S. TelePacific Corp. (U-5721-C), Complainant, vs. Verizon California, Inc. (U-1002-C), Defendant,

ALJ Simon Comr Brown Commission Courtroom, San Francisco

4/26/04

C.02-07-044 (EH) – The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell

10:00 a.m. Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants,

ALJ Walker Commission Courtroom, San Francisco

Comr Brown (also April 27 - 30)

5/10/04

A.02-12-027 (EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to

10:00 a.m. update its gas revenue requirement and base rates. (U 904 G), and

ALJ Long Comr Wood A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its

gas and electric revenue requirement and base rates. (U 902-M), and

I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates,

Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas &

Electric Company,

Commission Courtroom, San Francisco (also May 11 – 14 and May 17 - 21)

6/7/04 10:00 a.m. **I.00-11-001** (EH) - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply,

ALJ TerKeurst Comr Lynch

Commission Courtroom, San Francisco

(also June 8 - 11 and June 14 - 18)

6/14/04 9:30 a.m. R.93-04-003 (Verizon UNE Phase) (EH) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and

ALJ Duda Comr Peevey

I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network

Architecture Development of Dominant Carrier Networks,

Commission Courtroom, San Francisco

(also June 15 - 18)

7/7/04 10:00 a.m. **ALJ Mattson**

A.03-09-008 (PHC) - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,

Comr Kennedy

A.03-09-031 (PHC) - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,

Commission Courtroom, San Francisco

7/12/04 9:00 a.m. **ALJ Mattson** Comr Kennedy A.03-09-008 (EH) - In the Matter of the Application of Southern California Gas Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding, and A.03-09-031 (EH) - In the Matter of the Application of San Diego Gas & Electric Company (U904 G) For Authority to Revise its Rates Effective January 1, 2005, in its Biennial Cost Allocation Proceeding,

Commission Courtroom, San Francisco

(Also July 13 - 16; July 19 - 23; and July 26 - 30)

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

12/23/03 I02-04-026 Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan of Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM.

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON DECEMBER 15, 2003, AND APPEARED IN THE CALENDAR OF DECEMBER 19, 2003. On December 9, 2003, Larry Engel of Morgan, Lewis & Bockius, Special Counsel for the City of Palo Alto (City), met with Karl Bemesderfer, advisor to Cmmr. Kennedy, in San Francisco. Also present was Susie Berlin of McCarthy & Berlin, Special Counsel for the City. Engel explained the significance of the relationship between the proceedings at the Commission and the Federal Bankruptcy Court (BC), particularly with regard to the extent to which the record being developed by the Commission would be available to the BC. The representatives of the City expressed concern that the Peevey, Brown, and Wood alternates would be subject to legal challenge due to the fact that they contain unlawful provisions, particularly with regard to binding future Commissions and the waiver of the Commission's police powers. Engel and Berlin explained that any order from the BC that incorporated the proposed settlement agreement (PSA) would also be subject to further legal challenge. Berlin and Engel raised concerns regarding the number of provisions in the PSA that were ambiguous on their fact and subject to varied interpretation, all of which would, under the terms of the PSA, be determined in the BC, and not

further challenge.

before the Commission, as several of the proposed alternates conclude.

Filer: City of Palo Alto
Contact: C. Susie Berlin
Phone: (408) 558-0950

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON DECEMBER 15, 2003 AND APPEARED IN THE CALENDAR OF DECEMBER 19, 2003. On December 11, 2003, Larry Engel, Special Counsel for the City of Palo Alto (City), met with Cmmr. Wood in San Francisco. Also present were Steven Weissman and Bill Julian, advisors to Cmmr. Wood, Grant Kolling, Assistant City Attorney, and Susie Berlin, attorney for the Northern California Power Agency (NCPA) and Special Counsel for City. Written materials (attached to the notice) were used. Engel explained the interplay between the Commission's proceeding and the Bankruptcy Court (BC), including the lack of evidence before the BC regarding the Commission's deliberative process in this proceeding. Engel also pointed out portions of the proposed settlement agreement (PSA) that are inconsistent with the Settlement Plan before the BC. The representatives for the City and NCPA explained that the Commission's Decision is not one of the documents to be reviewed or approved by the BC, that such decision is not part of the Confirmation Order, and that the Confirmation Order will prevail over all other documents once the BC acts. The representatives of the City expressed concern that all of the alternates before the Commission would be subject to legal challenge due to the fact that they contain unlawful provisions, and that any order from the BC that incorporated the PSA would also be subject to

Filer: City of Palo Alto; Northern California Power Agency

Contact: C. Susie Berlin Phone: (408) 558-0950

12/31/03	A98-01-014	San Diego Gas & Electric Company, for authority to implement a
		distribution performance-based ratemaking mechanism.
	A95-06-002	Southern California Gas Company, for authority to adopt its
		proposed performance-based regulation for base rates to be
		effective January 1, 1997.
	A96-10-038	Pacific Enterprises, Enova Corporation, Mineral Energy Company,
		B Mineral Energy Sub, and G Mineral energy Sub, for approval of a
		plan of merger of Pacific Enterprises, and Enova Corporation with
		and into B Mineral Energy Sub (Newco Pacific Sub) and G Mineral
		Energy Sub (Newco Enova Sub), the wholly-owned subsidiaries of
		a newly created holding company, Mineral Energy Company.
	A02-12-027	Southern California Gas Company, for authority to update its gas
		revenue requirement and base rates.
	A02-12-028	San Diego Gas & Electric Company (U 902-M), for authority to
		update its gas and electric revenue requirement and base rates.

Summary: LATE FILED. On December 19, 2003, Robert M. Pocta, Program Manager in the Office of Ratepayer Advocates (ORA), met with Manuel Ramirez, advisor to Cmmr. Wood, in San Francisco. Pocta expressed ORA's support for the draft decision of ALJ Minkin which extend the existing performance based ratemaking measures but would not prejudge the appropriateness of the penalty and reward structure.

Filer: Office of Ratepayer Advocates - Yacknin

Contact: Rosario Espino Phone: (415) 703-1858